

## AGENDA



Thursday, April 5, 2007

## Public Works

Item No. 12

## RECOMMENDATION FOR COUNCIL ACTION

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**Subject:** Authorize execution of an amendment to the contract with SPAWGLASS CONTRACTORS, INC., Austin, TX, in an amount not to exceed \$1,013,377 for the Austin-Bergstrom International Airport Elevator and Escalator Improvement Project for a total contract amount not to exceed \$1,572,517.

**Amount and Source of Funding:** Funding in the amount of \$1,013,377 is available in the Fiscal Year 2006-2007 Capital Budget of the Aviation Department.

**Fiscal Note:** A fiscal note is attached.

**For More Information:** Dennis Crabill 974-7232, Laura Bohl 974-7064.

**MBE/WBE:** This contract was awarded in compliance with the requirements of 49 CFR Part 26 (Disadvantaged Business Enterprise Program) and Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 1.39% DBE; 1.72% MBE and 0.00% WBE subcontractor participation.

**Boards and Commission Action:** Recommended by the Austin Airport Advisory Commission.

**Prior Council Action:** Contract awarded to Stewart-Matl, Ltd. on June 23, 2005. Authorization to negotiate with Hensel-Phelps on August 31, 2006. Authorization to negotiate with Spawglass Contractors, Inc and Schindler Elevator Corporation on September 28, 2006.

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On August 18, 2006, with the Austin Bergstrom International Airport Elevator and Escalator Improvement Project only partially complete, the City terminated its contract with Stewart-Matl, Ltd.

On September 28, 2006, as allowed by Section 252.002(a)(2) of the Texas Local Government Code and in order to preserve or protect the public health or safety of the City's residents and the traveling public, Council authorized negotiation and execution of construction contracts with Spawglass Contractors, Inc. and Schindler Elevator Corporation, in an aggregate amount not to exceed \$1,105,281. This amount represented the estimated available budget at that time and was recognized as being insufficient to complete the project. Given the urgency of the situation and the fact that two escalators were stored in a hangar, ready for installation, a contract was negotiated and executed with Schindler Elevator Corporation in the not-to-exceed amount of \$546,141. A contract was negotiated and executed with Spawglass Contractors, Inc. in the not-to-exceed amount of \$1,572,517 and a construction Notice to Proceed was issued to Spawglass Contractors, Inc. stating that the estimated amount of available funding was \$512,140. Staff is now seeking \$1,013,377 in additional authorization for the completion of the Spawglass Contractors, Inc. contract.